

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JEFFREY MERCADO, TYRONE PRINGLE,  
ADAM ROMAN, KEVIN KNOIS, and EDWARD  
KALANZ, on behalf of themselves and others  
similarly situated,

Plaintiffs,

v.

METROPOLITAN TRANSPORTATION  
AUTHORITY and TRIBOROUGH BRIDGE AND  
TUNNEL AUTHORITY,

Defendants.

Civil Case No.: 1:20-cv-06533-AT

**STIPULATION AND [PROPOSED] ORDER APPROVING THE SETTLEMENT AND  
DISMISSING THE CASE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties, and Ordered  
by the Court that:

(a) Having reviewed the terms of the parties' resolution of this matter, the Court finds that the parties' settlement of the claims under the Fair Labor Standards Act is fair and reasonable in accordance with *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015), and directs the Clerk to enter this document;

(b) The above-captioned action and all causes of action that were asserted therein, including all claims under the Fair Labor Standards Act, are dismissed *with prejudice* pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure and without costs, disbursements, or attorneys' fees to any party, except as provided for in the parties' Settlement Agreement; and

(c) The Court shall retain jurisdiction of this matter for the sole purposes of enforcing the parties' settlement.

Dated: December 9, 2022  
New York, New York

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Dated: December 9, 2022  
New York, New York

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*Attorneys for Defendants*

SO ORDERED,

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The Honorable Analisa Torres